

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

AMERICAN CLOTHING EXPRESS, INC.,  
D/B/A ALLURE BRIDALS AND JUSTIN  
ALEXANDER, INC.,

Plaintiffs,

v.

CLOUDFLARE, INC. and DOES 1 - 200,  
inclusive,

Defendants.

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CLOUDFLARE, INC.

Counterclaimant,

v.

AMERICAN CLOTHING EXPRESS, INC.,  
D/B/A ALLURE BRIDALS AND JUSTIN  
ALEXANDER, INC.,

Counterdefendants.

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Case No. 2:20-cv-02007-SHM-dkv

**MOTION FOR LEAVE TO SERVE PROCESS  
BY SUBSTITUTED SERVICE**

Plaintiffs-Counterdefendants American Clothing Express, Inc. d/b/a Allure Bridals and Justin Alexander, Inc. (collectively, “Plaintiffs”), pursuant to Fed. R. Civ. P. Rule 4(f)(3), respectfully move this Court for an order granting Plaintiffs: 1) leave to serve ninety-six Infringing Website Defendants by emailing a copy of the Summons and Complaint to the email addresses identified in Exhibit 1 to the Declaration of Russell Bogart; and 2) any such other and further relief as the Court deems just and proper. In further support of this Motion, Plaintiffs are filing an accompanying Memorandum of Law, Declaration of Russell Bogart, dated August 29, 2020, and the exhibits thereto, Declaration of Adam Wilson, dated August 29, 2020, contemporaneously herewith.

DATED: October 29, 2020

Respectfully submitted,

s/ Nicole D. Berkowitz  
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(Admitted *Pro Hac Vice*)  
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*Attorneys for Plaintiffs-Counterdefendants  
American Clothing Express, Inc. d/b/a Allure  
Bridals and Justin Alexander, Inc.*

**CERTIFICATE OF CONSULTATION**

I hereby certify that counsel for Plaintiffs consulted with counsel for Cloudflare, Inc. regarding the relief sought herein, and counsel for Cloudflare, Inc. indicated that Cloudflare, Inc. does not take a position on this Motion.

s/ Nicole D. Berkowitz  
Nicole D. Berkowitz

**CERTIFICATE OF SERVICE**

I hereby certify that on October 29, 2020, a true and correct copy of the foregoing was filed via the Court's CM/ECF system. Notice of this filing will be sent by operation of the Court's electronic filing system to all counsel of record.

s/ Nicole D. Berkowitz  
Nicole D. Berkowitz